



Entered on Docket
April 09, 2010

Hon. Linda B. Riegle
United States Bankruptcy Judge

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Wells Fargo Bank, N.A.

09-77567

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In Re:

Joe C. Heesbeen and Marion P. Donker-Heesbeen

Bk Case No.: 09-28884-LBR

Date: 3/22/2010

Time: 10:00 am

Chapter 13

Debtors

ORDER VACATING AUTOMATIC STAY

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Automatic Stay in the
above-entitled bankruptcy proceedings is immediately vacated and extinguished for all purposes as to

1 Secured Creditor Wells Fargo Bank, N.A., its assignees and/or successors in interest, of the subject
2 property, generally described as 8625 Catlonia Drive, Las Vegas, NV 89117, and legally described as
3 follows:


4 Lot 49 in Block 1 of BAYSIDE UNIT No. 1, as shown by map thereof on file in Book 33 of
5 Plats, Page 73, in the Office of the County Recorder of Clark County, Nevada.

6 IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Secured Creditor shall give
7 Debtors at least seven business days' notice of the time, place and date of sale.

8 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Secured Creditor hereby
9 withdraws its secured Proof of Claim filed in this matter. The Secured Creditor shall notify the Trustee of
10 the completion of the foreclosure sale. If applicable, Secured Creditor may thereafter amend its secured
11 Proof of Claim to an unsecured Proof of Claim no later than forty-five (45) days after the foreclosure sale.
12

13 Submitted by:

14 **WILDE & ASSOCIATES**

15 By:  #10235
16 **Gregory L. Wilde, Esq.**
17 Attorney for Secured Creditor

18 **APPROVED / DISAPPROVED**

19 By: _____
20 Narrah F. Newark
21 Attorney for Debtor(s)

22 **APPROVED / DISAPPROVED**

23 By: _____
24 Kathleen A. Leavitt
25 Chapter 13 Trustee
26

In accordance with Local Rule 9021, the undersigned counsel certifies as follows (check one):

☐ The court waived the requirements of LR 9021.

☐ No parties appeared or filed written objections, and there is no trustee appointed in the case.

☐ No parties appeared or filed written objections, and the trustee is the movant.

☒ This is a chapter 7 or 13 case, and either with the motion, or at the hearing, I have delivered a copy of this proposed order to all counsel who appeared at the hearing, and any trustee appointed in this case, any unrepresented parties who appeared at the hearing, and each has approved or disapproved the order, or failed to respond, as indicated below:

Debtor's counsel:

☐ approved the form of this order ☐ disapproved the form of this order

☐ waived the right to review the order and/or ☒ failed to respond to the document

☐ appeared at the hearing, waived the right to review the order

☐ matter unopposed, did not appear at the hearing, waived the right to review the order

Trustee:

☐ approved the form of this order ☐ disapproved the form of this order

☐ waived the right to review the order and/or ☒ failed to respond to the document

☐ This is a chapter 9, 11, or 15 case, and I have delivered a copy of this proposed order to all counsel who appeared at the hearing, and any trustee appointed in this case any unrepresented parties who appeared at the hearing, and each has approved or disapproved the order, or failed to respond, as indicated below.

Debtor's counsel:

☐ approved the form of this order ☐ disapproved the form of this order

☐ waived the right to review the order and/or ☐ failed to respond to the document

☐ appeared at the hearing, waived the right to review the order

☐ matter unopposed, did not appear at the hearing, waived the right to review the order

Trustee:

☐ approved the form of this order ☐ disapproved the form of this order

☐ waived the right to review the order and/or ☐ failed to respond to the document

☐ I certify that I have served a copy of this order with the motion, and no parties appeared or filed written objection.

Submitted by:

/s/ Gregory L. Wilde, Esq.

Gregory L. Wilde, Esq.

Attorney for Secured Creditor